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OFFICE OF PETITIONS

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| In re Application of | : | |
| Eric Paul Gibbs et al | : | |
| Application No. 09/975,749 | : | ON PETITION |
| Filed: October 10, 2001 | : | |
| Attorney Docket No. 480180.401 | : | |

This is a decision on the petition under 37 CFR 1.137(b), filed May 9, 2006, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed April 26, 2005, which set a shortened statutory period for reply of three (3) months. No extension of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on July 27, 2005.

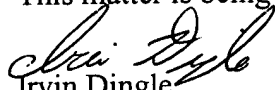
The Revocation and Substitute Power of Attorney submitted with the petition on May 9, 2006 is not accepted. Communications received at the USPTO must be signed by all of the applicants. 37 CFR 1.33(b) states:

“Amendments and other papers filed in the application must be signed by: (1) An attorney or agent of record appointed in compliance with § 1.34(b); (2) A registered attorney or agent not of record who acts in a representative capacity under the provisions of § 1.34(a); (3) The assignee of record of the entire interest, if there is an assignee of record of the entire interest; (4) An assignee of record of an undivided part interest, and any assignee(s) of the remaining interest and any applicant retaining an interest, if there is an assignee of record of an undivided part interest; or (5) All of the applicants (§§ 1.42, 1.43 and 1.47) for patent, unless there is an assignee of record of the entire interest and such assignee has taken action in the application in accordance with §§ 3.71 and 3.73.”

A courtesy copy of this decision is being mailed to Robert W. Bergstrom; however, the Office will mail all future correspondence solely to the address of record.

Telephone inquiries concerning this decision should be directed to Irvin Dingle at (571) 272-3210.

This matter is being referred to Technology Center AU 2644 for further processing.


Irvin Dingle
Petitions Examiner
Office of Petitions

cc: Robert W. Bergstrom
Olympic Patent Works PLLC
P.O. Box 4277
Seattle, WA 98194-0277